UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO

SENTENCING MINUTE SHEET

CR No.	11-1213 MCA	USA vs.	Lovaco
Date:	April 17, 2014	Name of Deft:	Dennis J. Lovato
Before the Honorable	M. Christina Armijo		

Time In/Out:	9:49/10:07	Total Time in Court (for JS10):	18 minutes
Clerk:	Natalie Maestas	Court Reporter:	Julie Goehl
AUSA:	Holland Kastrin	Defendant's Counsel:	John F. Samore
Sentencing in:	Albuquerque	Interpreter:	N/A
Probation Officer:	Danielle Padilla	Sworn?	[ ] Yes [ ] No

Convicted on:	X	Plea		Verdict	As to:		Information	X	Indictment
If Plea:	X	Accepted		Not Accepted	Adjudged/Found Guilty on Counts:				
If Plea Agreement:	X	Accepted		Not Accepted		No Plea Agreement	Comments:		
Date of Plea/Verdict:	October 24, 2013				PSR:	X	Not Disputed		Disputed
PSR:	X	Court Adopts PSR Findings			Evidentiary Hearing:	X	Not Needed		Needed
Exceptions to PSR:									

SENTENCE IMPOSED	Imprisonment (BOP): 144 months				
Supervised Release:	5 years	Probation:			500-Hour Drug Program
	Court recommends ICE begin removal proceedings immediately				ICE not applicable

SPECIAL CONDITIONS OF SUPERVISION

	No re-entry without legal authorization		Home confinement for months days
	Comply with ICE law and regulations		Community service for months days
X	Part in/success complete substance abuse program/testing		Reside halfway house months days
	Attend educational or vocational training		Register as sex offender
X	Submit to search of person/property		Participate in sex offender treatment program
X	Refrain from use/possession of alcohol/intoxicants		Possess no sexual material
	Refrain from use/possession of synthetic cannabinoids		No contact with children under 18 years
X	Part in/success complete mental health program		Restricted from occupation with access to children
X	No new credit charges		No loitering within 100 feet of school yards
X	Provide financial information		No volunteering where children supervised
	Grant limited waiver of confidentiality		No computer with access to online services
X	No contact with victim(s)		Consent to USPO conducting periodic examination of computer
	Reside at and complete Residential Reentry Center		Consent to USPO installing monitoring hardware
	OTHER:		

Fine: $	**0.00**	Restitution: $	**1,600.00**			
SPA: $	**100.00** ($100 as to each Count)	Payment Schedule:	X	Due Immediately		Waived
OTHER:						

	Advised of Right to Appeal	X	Waived Appeal Rights per Plea Agreement

X	Held in Custody		Voluntary Surrender
X	Recommended place(s) of incarceration:	Florence, CO, if eligible	
	Dismissed Counts:		
OTHER COMMENTS	Court confirms counsel has reviewed PSR with Defendant and that there are no objections; Mr. Samore indicates there are no objections; Court adopts PSR; Mr. Samore addresses Court; Government addresses Court, requests Court accept Plea Agreement, further states decedents sister, Margaret Lucero is present and would like to address Court; Court will permit; Margaret Lucero addresses Court; Defendant addresses Court; Mr. Samore requests placement at Florence, CO. The Mandatory Victim Restitution Act of 1996 is applicable in this case. As to Indictment 1:11CR01213-001MCA, restitution in the amount of $1,600.00 shall be paid to the son of the deceased, Jamie Garcia. The restitution will be paid in monthly installments equal to at least 10% of the defendant's monthly income, but not less than $50 per month. Restitution payments shall be made payable to the United States District Court Clerk's Office, 333 Lomas Blvd. NW, Suite 270, Albuquerque, New Mexico 87102.		